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Attorneys for Defendant
AX TRANSPORTATION LLC

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KENNETH FANK, on behalf of himself
and all other similarly situated,

Plaintiff,

vs.

AX TRANSPORTATION LLC,

Defendant.

Case No. 2:20-cv-00996-KJD-VCF

**STIPULATION AND ORDER TO DISMISS
ACTION WITH PREJUDICE**

Plaintiff KENNETH FANK (“Plaintiff”) and Defendant AX TRANSPORTATION LLC (“Defendant”), by and through their respective counsel of record, hereby stipulate and agree to the dismissal of this action in its entirety, with prejudice, with each party to bear its own costs and attorneys’ fees.

The parties agree that neither party shall be deemed to be a prevailing party in this action and

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1 that neither party will file for an award of attorneys' fees or costs pursuant to any rule, statute, or law,
2 whether local, state, or federal, in any forum that would be available.

3 Dated: September 25, 2020

Dated: September 25, 2020

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5 GABROY LAW OFFICES

LITTLER MENDELSON, P.C.

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7 /s/ Christian Gabroy, Esq.

8 Christian Gabroy, Bar #08805
9 Kaine Messer, Bar #14240
10 170 South Green Valley Parkway #280
Henderson, NV 89012

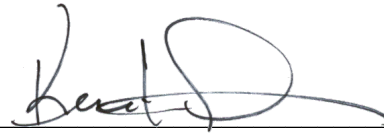
11 Attorneys for Plaintiff
Kenneth Fank



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Las Vegas, NV 89169

Attorneys for Defendant
AX Transportation LLC

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13 IT IS SO ORDERED:



16 UNITED STATES DISTRICT JUDGE

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18 DATED: 9/29/2020

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